1 2 3 4 5 6 UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON 7 AT SEATTLE 8 **KEVIN SCOTT THOMAS** Case No.: C20-124-BJR 9 Petitioner, ORDER DISMISSING CASE 10 v. 11 STATE OF WASHINGTON Respondent. 12 13 14 The Court, having reviewed the Report and Recommendation of the Honorable Mary Alice Theiler, United States Magistrate Judge, and the remaining record, hereby ORDERS: 15 (1) The Report and Recommendation is approved and adopted; 16 17 (2) This action is DISMISSED without prejudice for failure to prosecute; and (3) The Clerk is directed to send copies of this Order to petitioner and to the Honorable 18 Mary Alice Theiler. 19 20 DATED this 26th day of May 2020. 21 22 Barbara Jacobs Rothstein U.S. District Court Judge 23